



Handwritten signature/initials

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/901,636
Art Unit: 2856
Applicant: Thomas Malzahn
Examiner: Andre K. Jackson
Filed: July 11, 2001
Attorney Docket: MALZ3001/FJD

Title: DEVICE FOR DETERMINING THE
FILLING LEVEL OF A FILLING
MATERIAL IN A CONTAINER

RECEIVED
JAN 30 2004
OFFICE OF PETITIONS

PETITION UNDER 37 CFR 1.137(b)

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The above-identified application became abandoned on April 30, 2003 for "failure to timely file a proper reply to the Office letter mailed on April 22, 2003". The failure to take further action after receiving the Advisory Action of April 22, 2003 was unintentional.

It is respectfully requested that this application be revived in view of the above, the attached RCE and AMENDMENT as a response to the Office Action of January 29, 2003 and a petition fee in the amount of \$1330.00 and the RCE fee in the amount of \$770.00.

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The Commissioner is authorized to credit any overpayment and charge any deficiency in any fees required under 37 CFR 1.16 and/or 1.17 to Deposit Account No. 02-0200.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Felix J. D'Ambrosio', with a stylized flourish at the end.

Felix J. D'Ambrosio
Reg, No. 25,721

January 28, 2004

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